

books of an agent, as shall be agreed upon by the Association and the issuer.

(e) *Treasury approval.* Issues of \$100 million or larger will be subject to approval of the Secretary of the Treasury.

#### § 320.27 Mortgages.

Guaranteed securities issued under these provisions must be based on and backed by mortgages pooled under trust arrangements satisfactory to the Association. Such mortgages must meet the requirements of the Bond Guide.

#### § 320.29 Guaranty.

With respect to bond-type securities, the Association will guarantee the timely payment of principal of and interest on such securities, subject to the terms and conditions of the securities. The Association's guaranty is backed by the full faith and credit of the United States.

#### § 320.31 Default.

Upon default of the issuer, the Association has the right, pursuant to section 306(g) of the National Housing Act (12 U.S.C. 1721(g)), to take title to the mortgages and other assets that are subject to the trust arrangements, and to proceed against other assets of the issuer to the extent necessary to satisfy its own claims and the rights of the holders of securities then outstanding. Such action by the Association shall be taken subject to an accounting to the issuer.

#### § 320.33 Fees.

The Association may impose application and guaranty fees, which may vary with relation to the size or risk of the guaranty transaction undertaken.

### PART 330—GUARANTY OF MULTICLASS SECURITIES

Sec.	
330.1	Scope of part.
330.5	Definitions.
330.10	Eligible collateral.
330.15	Participation requirements.
330.20	Eligible participants.
330.25	Fees.
330.30	GNMA guaranty.
330.35	Investors.
330.40	Consultation.

330.45 Limitation on GNMA liability.

330.50 Administration of multiclass securities.

330.55 Basis for removal from participation.

330.60 Removal procedure.

AUTHORITY: 12 U.S.C. 1721(g) and 1723a(a); and 42 U.S.C. 3535(d).

SOURCE: 60 FR 42018, Aug. 14, 1995, unless otherwise noted.

#### § 330.1 Scope of part.

This part is limited to multiclass securities. It does not purport to set forth all the procedures and requirements that apply to the issuance and guaranty of such securities. All such transactions are governed by the specific terms and provisions of the contracts entered into by the parties and by the GNMA Multiclass Securities Guide (Multiclass Guide).

#### § 330.5 Definitions.

As used in this part, the following terms shall have the meanings indicated.

*Consolidated securities.* A series of multiclass securities each class of which provides for payments proportionate with payments on the underlying eligible collateral.

*Depositor.* The entity that deposits, or executes an agreement to deposit, as contained in the Multiclass Guide, eligible collateral into a trust in exchange for consolidated securities.

*GNMA electronic bulletin board.* An information distribution system established by the Association for the Multiclass Securities program.

*GNMA MBS certificates.* The guaranteed mortgage-backed securities issued under part 320 of this chapter.

*Government mortgages.* Mortgages that are eligible under section 306(g) (12 U.S.C. 1721(g)) for inclusion in GNMA mortgage-backed securities pools.

*Participant.* For structured securities, the sponsor, co-sponsor, trustee, trust counsel, accounting firm, and their contractors. For consolidated securities, the depositor. Other entities may be designated as participants in the Multiclass Guide.

*Sponsor.* With respect to structured securities, the entity that establishes the required trust by executing the trust agreement and depositing the eligible collateral in the trust in exchange for the structured securities.